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MINISTRY OF FOOD & AGRICULTURE (Department of Food)

ORDERS

New Delhi, the 5th March 1964

G.S.R. 417.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short Title Extent and Commencement.—(1) This Order may be called the Andhra Pradesh Paddy (Movement Control) Order, 1964.

(2) It extends to the whole of the State of Andhra Pradesh.

(3) It shall come into force at once.

2. Definitions.—In this Order,—

(a) "specified area" means the area comprising the districts of Krishna, West Godavari, East Godavari, Guntur, Warrangal, Nizamabad, Nellore, Mahboobnagar, Medak, Karimnagar and Khammam in the State of Andhra Pradesh.

(b) "State Government" means the Government of the State of Andhra Pradesh.

3. Restriction on Movement of Paddy.—No person shall move or attempt to move or abet the movement of paddy, by any means whatsoever, from any place within the specified area to a place outside that area except under and in accordance with a permit issued by the State Government or by an officer authorized by it in that behalf:

Provided that nothing in this clause shall apply to the movement of paddy—

(i) on Government account; or

(ii) under and in accordance with Military Credit Notes; or

(iii) from a district within the specified area to another district in that area;
or

(iv) from a place within the specified area to any place in the State of Madras, Mysore or Kerala or the Union territory of Pondicherry or the territory comprising Goa in the Union territory of Goa, Daman and Diu.

4. Powers of Entry, Search, Seizure, etc.—(1) Any Police Officer not below the rank of Head Constable or any other person authorized in this behalf by the State Government may, with a view to securing compliance with this Order, or to satisfying himself that this Order has been complied with,—

- (a) stop and search, or authorize any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for the movement of paddy;
- (b) enter and search or authorize any person to enter and search any place;
- (c) seize or authorize the seizure of paddy in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such paddy is found or the animals, vehicles, vessels, boats or other conveyances used in carrying such paddy and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels boats or other conveyances so seized in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

[No. 204(AP)(1)/684/64-PY.II.]

G.S.R. 418.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order to amend the Madras Rice Procurement (Levy) Order, 1964, namely:—

1. This Order may be called the Madras Rice Procurement (Levy) Amendment Order 1964.

2. In the Madras Rice Procurement (Levy) Order, 1964,—

- (1) in sub-clause (c) of clause 2, in paragraph (ii), for the words “and the Tahsildars and independent Deputy Tahsildars”, the words “the Tahsildars, the Special Deputy Tahsildars and independent Deputy Tahsildars” shall be substituted;

(2) in clause 3—

- (a) the proviso to sub-clause (1) shall be omitted;
- (b) after sub-clause (1), the following sub-clause shall be inserted, namely:—

“(1A) Where a licensed dealer or a licensed miller purchases rice or paddy from any other such dealer or miller after the sale of rice to the Purchase Officer in accordance with the provisions of this Order, the rice or paddy so purchased shall not be subject to assessment of levy under this Order except where rice or paddy is purchased by such dealer or miller from cultivators through the intermediacy of Commission Agents.”;

- (c) after sub-clause (4), the following sub-clauses shall be inserted, namely:—

“(5) No licensed dealer or licensed miller shall undertake the export to any place outside the State of Madras of rice or paddy (including arrangements for registration of forwarding notes with the railway for supply of wagons) out of his stocks unless and until he has delivered the rice in accordance with the direction of the Purchase Officer under this Order and in token thereof has obtained a certificate from an Enforcement Officer, not lower in rank than that of a Revenue Inspector or an Assistant Commercial Tax Officer, indicating the quantity of rice so delivered and the quantity of rice which he is free to export or otherwise dispose of.

- (6) The quantity of rice which a licensed dealer or a licensed miller referred to in sub-clause (5) may export, shall in no case exceed the

quantity shown in the certificate obtained by him under that sub-clause as that which he is free to export or otherwise dispose of.”;

(3) For clause 6, the following clause shall be substituted, namely:—

“6. *Saving*.—Nothing contained in this Order shall apply to such stocks of rice, or rice equivalent of paddy, as are purchased by—

- (a) consumers' co-operative societies;
- (b) district co-operative marketing and supply societies for supply to consumers' co-operative societies or under a directive issued by the State Government;
- (c) other co-operative societies engaged in the marketing of agricultural produce, for supply to consumers' co-operative societies or under a directive issued by the State Government;
- (d) growers' co-operative societies under a directive issued by the State Government”.

[No. 206(MAS)(1)/685/63-PY.II.]

B. P. BAGCHI, Jt. Secy.

